IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION NO. 5290 OF 1998

For Approval and Signature:

HONOURABLE MR.JUSTICE R.S.GARG

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the Civil Judge ?

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HIRABHAI CHUNTHABHAI MACHHI & ANR. - Petitioner(s)
Versus
PRINCIPAL CHIEF CONSERVATOR
OF FOREST & ORS. - Respondent(s)

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Appearance :
Shri M. M. Parmar for Petitioner(s) : 1 - 2.
Ms. Manisha Lavkumar AGP for Respondent(s) : 1 - 3.

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CORAM : HONOURABLE MR.JUSTICE R.S.GARG

Date : 02/08/2007

ORAL JUDGMENT

1. The parties submit that this petition can be disposed of in

terms of Special Civil Application No.1217 of 1997 (Karansinh Amarsinh vs. Principal Chief Conservator of Forest), decided on 12th January, 2005.

2. It will be open for the petitioners to raise industrial dispute in respect of the prayers made in the present petition within one month from the date of receipt of copy of this order. As and when such dispute is raised by the petitioners and received by the Conciliation Officer, the Conciliation Officer shall have to pass appropriate orders as required under the provisions of the Industrial Disputes Act, 1947 within two months from the date of receipt of copy of demand from the petitioners. During the pendency of the aforesaid period, *status quo* as regards existing service conditions of each petitioner shall continue to operate in favour of the petitioners herein and against the present respondents till the appropriate order for making reference is passed by the Conciliation Officer and the communication thereof is received by the petitioners.

3. With these observations and directions, this petition is disposed of without observing anything on merits. Rule is discharged. No order as to costs.

[R.S.Garg, J.]

*kamlesh**